CERTIFICATE OF MAILING

I hereby certify that this correspondence is being or posited with the United States Postal Service as first class mail in an envelope addressed to:

Assistant Commissioner for Patents

Washington, D.C. 20231

On _______ July 11, 2002

Attorney Docket No.: R-227

#5

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IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

In re application of:

DELTAGEN, INC

KEITH D. ALLEN

Application No.: 10/015,551

Filed: December 11, 2001

For: TRANSGENIC MICE

CONTAINING BRAIN-SPECIFIC MEMBRANE-ANCHORED PROTEIN

Don Mixon

GENE DISRUPTIONS

Examiner:

Unassigned

Art Unit:

1645

INFORMATION DISCLOSURE

STATEMENT UNDER 37 CFR §1.97 and

§1.98

Assistant Commissioner for Patents Washington, D.C. 20231

Sir:

The reference cited on attached form PTO/SB/08B is being called to the attention of the Examiner. A copy of the reference is enclosed. It is respectfully requested that the cited reference be expressly considered during the prosecution of this application, and the reference be made of record therein and appear among the "references cited" on any patent to issue therefrom.

As provided for by 37 CFR 1.97(g) and (h), no inference should be made that the information and references cited are prior art merely because they are in this statement and no representation is being made that a search has been conducted or that this statement encompasses all the possible relevant information.

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Applicant believes that <u>no fee is required</u> for submission of this statement, since it is being submitted prior to the first Office Action and within three months of the filing date. However, if a fee is required, the Commissioner is authorized to deduct such fee from the undersigned's Deposit Account No. 50-1271. Please deduct any additional fees from, or credit any overpayment to, the above-noted Deposit Account.

Respectfully submitted,

Robert J. Driscoll, Reg. No. 47,536

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RJB/dxm